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6 **IN THE UNITED STATES DISTRICT COURT**  
7 **FOR THE DISTRICT OF ARIZONA**  
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9 Society of Apostolic Church Ministries, et al.,  
10 Plaintiffs,  
11 v.  
12 United States of America,  
13 Defendant.

No. CV-21-08277-PCT-DJH

**ORDER**

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15 Pending before the Court is non-party Elizabeth Gardner's Application to Proceed  
16 in District Court Without Prepaying Fees or Cost (Doc. 2). Although Ms. Gardner's  
17 Application, signed under penalty of perjury, indicates that she is financially unable to pay  
18 the filing fee, Ms. Gardner, as an individual, is not a Plaintiff to this action.

19 The Plaintiffs listed in the Civil Cover Sheet are Society of Apostolic Church  
20 Ministries and Bishop Elizabeth Gardner, Corporation Sole. (Doc. 2 at 1). Ms. Gardner,  
21 presumably as an authorized representative of the corporate Plaintiffs, seeks to represent  
22 these entities in a *pro se* capacity. A *pro se* litigant, however, may not represent a corporate  
23 entity. *Russell v. United States*, 308 F.2d 78, 79 (9th Cir. 1962) ("A litigant appearing in  
24 propria persona has no authority to represent anyone other than himself"); *Church of the*  
25 *New Testament v. United States*, 783 F.2d 771, 774 (9th Cir. 1986) (An individual cannot  
26 represent a corporation, and a corporation cannot represent itself as a *pro se* plaintiff).

27 Accordingly, the Court will order that within twenty-one (21) days of this Order, a  
28 licensed attorney shall appear on behalf of the Society of Apostolic Church Ministries and  
Bishop Elizabeth Gardner, Corporation Sole. Absent a notice of appearance for these

1 Plaintiffs, the Complaint shall be dismissed without prejudice.

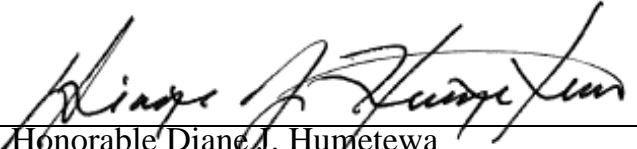
2 In accordance with the above,

3 **IT IS HEREBY ORDERED** that the Application to Proceed in District Court  
4 Without Prepaying Fees or Costs (Doc. 2) is **DENIED**.

5 **IT IS FURTHER ORDERED** that within **twenty-one (21) days** of this Order,  
6 Plaintiffs must pay the required filing fee and a licensed attorney shall appear on behalf of  
7 the Society of Apostolic Church Ministries and Bishop Elizabeth Gardner, Corporation  
8 Sole.

9 **IT IS FINALLY ORDERED** that if Plaintiffs do not pay the filing fee and/or a  
10 Notice of Appearance is not filed within **twenty-one (21) days** of the date of this Order,  
11 the Clerk of Court shall dismiss this action, without prejudice, without further Order of the  
12 Court.

13 Dated this 4th day of January, 2022.

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16 Honorable Diane J. Humetewa  
17 United States District Judge  
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